

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

ARTRISCO HERITAGE FOUNDATION,

Plaintiff,

No. 1:20-cv-00285-GJF-KRS

v.

NEW MEXICO COMMISSION FOR  
COMMUNITY VOLUNTEERISM, *et al.*,

Defendants.

**AMENDED ORDER TO SHOW CAUSE<sup>1</sup>**

**THIS MATTER** comes before the Court *sua sponte*. Plaintiff initiated this action on March 30, 2020. Since that time, Plaintiff has taken no action to prosecute this matter or serve Defendants. Under Federal Rule of Civil Procedure 4(m), Plaintiff was required to serve Defendants within ninety days from filing the complaint. Plaintiff has not complied with this rule or requested an extension of time for service of process. Federal Rule of Civil Procedure 41(b) allows the Court to dismiss an action where the party fails to prosecute its lawsuit. The record reflects no activity on Plaintiff's part. Before taking the drastic action of dismissing this case, however, the Court will permit Plaintiff to explain why he has not complied with the rules.

**IT IS, THEREFORE, ORDERED** that Plaintiff show cause in writing on or before **July 20, 2020**, why this case should not be dismissed for failure to prosecute and/or serve Defendants.



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KEVIN R. SWEAZEA  
UNITED STATES MAGISTRATE JUDGE

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<sup>1</sup> The previous order incorrectly listed the date the complaint was filed as May 31, 2020. The complaint was actually filed on March 30, 2020.